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August 18, 2004

AUG 18 2004

TO: Examiner George (TC1600)

GROUP: 1616

FAX NUMBER: 703-872-9307

ATTORNEY DOCKET NO.: BERN-0040

SERIAL NO.: 09/913,697

FILED: January 28, 2002

NUMBER OF PAGES: 4

MESSAGE: Attached please find Notice of Appeal; Authorization to charge deposit account in the amount of \$165.00 for appeal filing fee; and Certificate of Transmission by Facsimile.

Kathleen A. Tyrrell, Registration No. 38,350

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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)

Applicant(s): Bernstein et al.

Docket No.

BERN-0040

Application No.

09/913,697

Filing Date

January 28, 2002

Examiner

George, Konata M.

Group Art Unit

1616

Invention: Compositions and Methods for Preventing Photoaging

I hereby certify that this

Notice of Appeal

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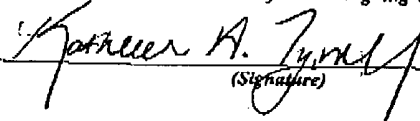
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**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)**AUG 18 2004
Docket No.
BERN-0040

In Re Application Of: Eric F. Bernstein

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/913,697	January 28, 2002	George, Konata M.	26259	1616	3740

Invention: Compositions and Methods for Preventing Photoaging

COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated finally rejecting Claim(s)

Applicant is a small entity under 37 CFR 1.9 and 1.27.

☒ Applicant claims small entity status. See 37 CFR 1.27

The fee for this Notice of Appeal is: \$165.00

- ☐ A check in the amount of the fee is enclosed.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-1619

Dated: August 18, 2004

Kathleen A. Tyrrell, Reg. No. 38,350

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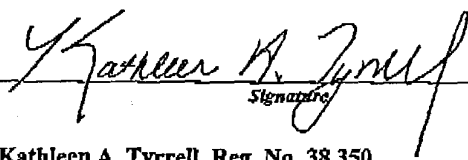
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P13SMALL/REV07

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
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BERN-0040In Re Application Of: **Eric F. Bernstein**Application No.
09/913,697Filing Date
January 28, 2002Examiner
George, Konata M.Customer No.
26259Group Art Unit
1616Confirmation No.
3740Invention: **Compositions and Methods for Preventing Photoaging****COMMISSIONER FOR PATENTS:**

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Signature**Kathleen A. Tyrrell, Reg. No. 38,350****Licata & Tyrrell P.C.
66 East Main Street
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Tel : 856-810-1515
Fax: 856-810-1454**Dated: **August 18, 2004**

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